

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 2003-12

January 14, 2003

ACC Telecommunications, LLC
Request to Abandon Services But to
Retain Certification to Provide
Telephone Services in Maine

ORDER GRANTING
REQUEST TO
DISCONTINUE SERVICE
TEMPORARILY (INACTIVE
STATUS)

WELCH, Chairman; NUGENT and DIAMOND, Commissioners

On November 7, 2002, ACC Telecommunications, LLC (ACC) filed a request to abandon service pursuant to 35-A M.R.S.A. § 1104(1). ACC stated that it is undergoing bankruptcy proceedings. ACC has requested that it be allowed to retain its certificate of authority to provide service, but to discontinue service at least temporarily through amendments to its tariffs (Terms and Conditions) stating that "services provided under this tariff are temporarily suspended until further notice.

The Commission granted ACC authority to provide resold local exchange and interexchange service on October 30, 2001 in Docket No. 2001-692.

ACC had 908 local exchange and interexchange customers in Maine. On November 4, 2002, ACC provided notice to those customers that it would be discontinuing service on December 4, 2002. The notice advised those customers to find another provider(s).

The request to abandon service temporarily and to do so by the tariff changes described above is unprecedented. The Administrative Director has informed the Commission staff, however, that it is administratively feasible to place ACC on inactive status. ACC's proposed revisions to its Terms and Conditions shall bear an effective date of December 5, 2002. ACC shall notify the Commission of any proposed change in its status. If ACC fails to notify the Commission within two years following the date of this Order that it will resume service, the Commission, following notice to ACC, may either request ACC to seek authority to abandon service permanently or take action to revoke ACC's authority pursuant to the provisions of 35-A M.R.S.A. § 1321.

Dated at Augusta, Maine this 14th day of January, 2003.

BY ORDER OF THE COMMISSION

Dennis L. Keschl
Administrative Director

COMMISSIONERS VOTING FOR: Welch

Nugent
Diamond

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